

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

YOSHITANE KOJIMA, et al.

For: ZINC-RICH FOODS HAVING
EFFECT OF PREVENTING
DIABETES

Art Unit: --

Examiner: --

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97(b)(1)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, Applicant for the above-identified application hereby submits legible copies of the following relevant art along with the FORM PTO-1449 which contains the information required by 37 CFR 1.98(b):

- A. Japanese Patent Application Laid-Open (Kokai) No. JP 2002-241298 published by the Japanese Patent Office on August 28, 2002;
- B. Japanese Patent Application Laid-Open (Kokai) No. JP 2000-316528 published by the Japanese Patent Office on November 21, 2000;
- C. Japanese Patent Application Laid-Open (Kokai) No. JP 2000-253851 published by the Japanese Patent Office on September 19, 2000; and
- D. Japanese Patent Application Laid-Open (Kokai) No. JP 2002-193826 published by the Japanese Patent Office on July 10, 2002.

The above-listed prior arts are all cited in the International Search Report issued on January 13, 2004 to the PCT Application No. PCT/JP03/12742 upon which the above-identified U.S. application is filed. A copy of the International Search Report is enclosed.

Though the above prior arts A through D are not in the English language, the International Search Report is written in English and the degree of relevance is indicated therein by way of the markings of X's along with the explanation of such markings. Accordingly,

pursuant to MPEP Section 609, the requirement for a concise explanation of relevance pursuant to 37 CFR 1.98(a)(3) for the non-English language prior art is satisfied. Nonetheless, an English language abstract of the prior arts is attached to the copies thereof.

It is, therefore, respectfully requested that the Patent Office make a record of these relevant arts and consider them during the prosecution.

Respectfully submitted,

KODA & ANDROLIA

Dated: June 10, 2005

By: 

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|---|------------------------|-------------|--|--------------|--|---------------------------------------|
| FORM PTO-1449 | | | Docket Number (Optional) 57A 3727 PCT | | Application Number 107538693 | |
| INFORMATION DISCLOSURE CITATION IN AN APPLICATION | | | Applicant Yoshitane Kojima, et al. | | | |
| <i>(Use several sheets if necessary)</i> | | | Filing Date -- | | Group Art Unit -- | |
| U.S. PATENT DOCUMENTS | | | | | | |
| EXAMINER INITIAL | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
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| FOREIGN PATENT DOCUMENTS | | | | | | |
| | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION (YES/NO) |
| | JP 2002-241298 | 8/28/2002 | Japan | A61K | 35/78 | No |
| | JP 2000-316528 | 11/21/2000 | Japan | A23L | 1/30 | No |
| | JP 2000-253851 | 9/19/2000 | Japan | A23L | 1/28 | No |
| | JP 2002-193826 | 7/10/2002 | Japan | A61K | 35/78 | No |
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| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | |
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| EXAMINER | DATE CONSIDERED | | | | | |
| EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant. | | | | | | |